



UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

FOIA Service Center

August 5, 2019

Mr. Austin Evers  
American Oversight  
1030 15<sup>th</sup> Street  
Suite B255  
Washington DC 20005

RE: FOIA Request No. 19-01865-F

Dear Mr. Evers:

This letter is a final response to your request for information pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552, dated July 17, 2019 and received in this office on July 18, 2019. Your request was forwarded to the Office of Career, Technical and Adult Education (OCTAE) and Contracts Acquisition Management (CAM) to search for documents that may be responsive to your request.

You requested the following:

Records sufficient to identify any and all contracts between the following agencies and (a) the below-listed individuals who were nominated but not confirmed to serve in the listed agencies or (b) any legal entities operated by or on behalf of the listed individuals:

- U.S. Department of Education
  - o Timothy Kelly

Staff from OCTAE and CAM informed this office that after a search of their files, they were unable to locate any documents that were responsive to your request.

You have the right to seek assistance and/or dispute resolution services from the Department's FOIA Public Liaison or the Office of Government Information Services (OGIS). The FOIA Public Liaison is responsible, among other duties, for assisting in the resolution of FOIA disputes. OGIS, which is outside the Department of Education, offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation.

They can be contacted by:

Mail	FOIA Public Liaison Office of the Executive Secretariat U.S. Department of Education 400 Maryland Ave., SW, LBJ 7C132 Washington, DC 20202-4500	Office of Government Information Services National Archives and Records Administration 8601 Adelphi Road, Room 2510 College Park, MD 20740-6001
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400 MARYLAND AVE., S.W., WASHINGTON, DC 20202-4500

[www.ed.gov](http://www.ed.gov)

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E-mail	<a href="mailto:robert.wehausen@ed.gov">robert.wehausen@ed.gov</a>	<a href="mailto:OGIS@nara.gov">OGIS@nara.gov</a>
Phone	202-205-0733	202-741-5770; toll free at 1-877-684-6448
Fax	202-401-0920	202-741-5769

Lastly, you have the right to appeal this determination. You must submit any appeal within 90 calendar days after the date of this letter. Using the services described above does not affect your right, or the deadline, to pursue an appeal. An appeal must be in writing and must include a detailed statement of all legal and factual bases for the appeal; it should be accompanied by a copy of this letter, the initial letter of request, and any documentation that serves as evidence or supports the argument you wish the Department to consider in resolving your appeal.

Appeals may be submitted using the on-line form available at

[www.ed.gov/policy/gen/leg/foia/foia-appeal-form.pdf](http://www.ed.gov/policy/gen/leg/foia/foia-appeal-form.pdf).

Appeals can also be submitted by:

E-mail: [EDFOIAappeals@ed.gov](mailto:EDFOIAappeals@ed.gov)

Fax: 202-401-0920

Mail: Appeals Office  
Office of the Executive Secretariat  
U.S. Department of Education  
400 Maryland Avenue, SW, LBJ 7W106A  
Washington, DC 20202-4500

If you have any questions, please contact the FSC at (202) 401-8365 or via email at

[EDFOIAMANAGER@ed.gov](mailto:EDFOIAMANAGER@ed.gov).

Sincerely,

*Robert Wehausen*

Robert Wehausen  
Team Lead  
FOIA Service Center  
Office of the Executive Secretariat